

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

THOMAS GOODSON,

Plaintiff,

9:10-CV-1049
(DNH/TWD)

vs.

"JOHN" PROVOSK, Correctional Officer,
Clinton Correctional Facility; "JOHN" RIO,
Correctional Officer, Clinton Correctional Facility; and
L. LAVALLEY, Superintendent, Clinton,

Defendants.

APPEARANCES:

THOMAS GOODSON

Plaintiff, pro se

90-T-1254

Attica Correctional Facility

Box 149

Attica, NY 14011

HON. ERIC T. SCHNEIDERMAN

New York State Attorney General

Attorney for Respondent

The Capitol

Albany, NY 12224

CHRISTOPHER W. HALL, ESQ.

Ass't Attorney General

DAVID N. HURD

United States District Judge

DECISION and ORDER

Plaintiff brought this civil rights action pursuant to 42 U.S.C. § 1983. On April 29, 2013, the Honorable Thérèse Wiley Dancks, United States Magistrate Judge, advised, by Report-Recommendation that defendants' motion for summary judgment be granted and the complaint be dismissed. Plaintiff timely filed objections to the Report-Recommendation.

Based upon a de novo review, the Report-Recommendation is accepted. See 28 U.S.C. § 636(b)(1).

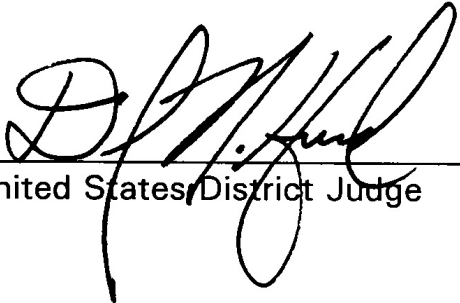
Therefore, it is

ORDERED that

1. Defendants' motion for summary judgment is GRANTED; and
2. The complaint is DISMISSED.

The Clerk is directed to enter judgment accordingly and close the file.

IT IS SO ORDERED.


United States District Judge

Dated: June 6, 2013
Utica, New York.